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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

A.L. a minor child, by and through her
Guardian Ad Litem JOSEPH LAIN,

Plaintiffs,

v.

PLEASANTON UNIFIED SCHOOL
DISTRICT, a local education agency;
CONTRA COSTA COUNTY OFFICE OF
EDUCATION, a local educational agency; and
DOES 1 to 25,

Defendants.

Case No. 3:22-cv-03036-CRB

**JOINT STIPULATION TO EXTEND TIME FOR
DEFENDANTS TO RESPOND TO SECOND
AMENDED COMPLAINT AND JOINT
REQUEST TO CONTINUE CASE
MANAGEMENT CONFERENCE; [PROPOSED]
ORDER**

Case Management Conference

Date: April 28, 2023

Time: 8:30 a.m.

Place: San Francisco Courthouse

Hon. Charles R. Breyer

1 The parties in the above-captioned matter, by and through their counsel of record, hereby
2 represent to the Court as follows:

3 On February 24, 2023, Plaintiffs A.L. and JOSEPH LAIN filed their Second Amended Complaint
4 in the United States District Court, Northern District of California in this matter. (Dckt. No. 49).

5 Defendants PLEASANTON UNIFIED SCHOOL DISTRICT and CONTRA COSTA COUNTY
6 OFFICE OF EDUCATION were served with Plaintiffs' Second Amended Complaint on February 24,
7 2023. Defendants' Response to the Second Amended Complaint was originally due on March 10, 2023
8 pursuant to Rule 15(a)(3).

9 On March 6, 2023, the Parties submitted a stipulation extending Defendants' time to respond to
10 Plaintiffs' Second Amended Complaint to April 19, 2023 as the parties worked towards addressing this
11 matter in Mediation scheduled for March 29, 2023. (Dckt. No. 50). On March 7, 2023, the Court granted
12 the Parties' Stipulation. (Dckt. No. 51).

13
14 A. STIPULATION TO EXTEND TIME FOR DEFENDANTS TO FILE A RESPONSE

15 On March 29, 2023, the Parties engaged in mediation. The parties did not reach a resolution at the
16 mediation, but have jointly agreed to participate in second day of mediation with the same mediator. The
17 Mediator's earliest availability is May 3, 2023.

18 In an effort to preserve judicial resources and work amicably towards mediating this matter,
19 Plaintiffs are agreeable to an extension for Defendants to file a responsive pleading to their Second
20 Amended Complaint to May 17, 2023, two weeks following mediation.

21 Therefore, the Parties hereby stipulate and agree that the time within which Defendants may file
22 and serve a response to the Second Amended Complaint shall be extended from the current response date
23 of April 19, 2023 to May 17, 2023, pursuant to Northern District of California Civil Local Rule 6-1(a).

24
25 B. JOINT REQUEST TO THE COURT TO CONTINUE THE CMC

26 The Parties also desire to utilize the time prior to the next mediation session to work towards
27 negotiations and respectfully request the Court continue the April 28, 2023 Case Management
28

Conference (CMC) to May 19, 2023. This extension will only alter the CMC date and its corresponding joint statement due date. Accordingly, the Parties also submit their CMC Statement in the event the Court does not grant their request to continue the Case Management Conference. As noted in their CMC statement, the parties will engage in developing a discovery plan after the second mediation session if this matter were not to resolve on or before mediation on May 3, 2023.

Therefore, the Parties hereby stipulate and agree that the April 28, 2023 CMC be continued to May 19, 2023, pursuant to Northern District of California Civil Local Rule 6-1(b).

IT IS SO STIPULATED, REQUESTED, AND AGREED.

Dated: April 14, 2023

TOLLNER LAW OFFICES

By: /s/ Nida Siddiqui

Nida Siddiqui

Attorneys for Plaintiffs

A.L. and JOSEPH LAIN

Dated: April 14, 2023

DAVIS, BENGTON & YOUNG APLC

By: /s/ Mark E. Davis

Mark E. Davis

Attorneys for Defendant

PLEASANTON UNIFIED SCHOOL DISTRICT

Dated: April 14, 2023

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

By: /s/ Amy Leifur Halby

Amy Leifur Halby

Attorneys for Defendant

CONTRA COSTA COUNTY OFFICE OF
EDUCATION

ATTORNEY ATTESTATION

I hereby attest that I have on file all holograph signatures for any signatures indicated by a conformed signature (“/s/”) within this E-filed document or have been authorized by counsel to show their signature on this stipulation as /s/.

Dated: April 14, 2023

By: /s/ Nida Siddiqui
Nida Siddiqui

[PROPOSED] ORDER

Pursuant to the joint stipulation and for good cause shown, Defendants' response to Plaintiffs' Second Amended Complaint in to the above-captioned action is due on or before May 17, 2023.

Pursuant to the Parties' Joint Request and for good cause shown, the Case Management Conference is continued to ~~May 19, 2023 at 8:30 a.m.~~ September 22, 2023 at 8:30 a.m. A Joint Case Management Statement due by 9/15/2023.

IT IS SO ORDERED.

DATED: April 17, 2023

Signed: _____


Honorable Charles R. Breyer
UNITED STATES DISTRICT JUDGE